

Senator **Sheldon L Killpack** proposes the following amendments:

1. *Page 1, Lines 14 through 16:*

14 This bill:

- 15 ▶ provides that a public transit district is not required to conform to ~~{any municipal}~~ any
municipal land use ordinances of a municipality that is located within the boundaries of a
county of the first class or a
 16 county of the first class's land use ordinances when constructing:

2. *Page 1, Line 20:*

20 across two or more counties;

- ▶ provides that a municipality located within the boundaries of a county of the first class or a
county of the first class may not require through an interlocal agreement a public transit district to
obtain approval from the municipality or county prior to constructing a:
- rail fixed guideway public transit facility that extends across two or more counties; or
 - structure that serves a rail fixed guideway public transit facility that extends across two or
more counties;

3. *Page 1, Lines 21 through 23:*

- 21 ▶ repeals the provisions providing that a public transit district is not required to
 22 conform to certain municipal or county land use ordinances when constructing certain
 23 public transit facilities on July 1, 2013; and

4. *Page 2, Lines 50 through 56:*

- 50 (2) ~~(a)~~ (a) Notwithstanding Subsection (1), a public transit district under Title 17B, Chapter
 51 2a, Part 8, Public Transit District Act, is not required to conform to any applicable land use
 52 ordinance of a municipality located within the boundaries of a county of the first class when constructing
 a:
 53 ~~{(a)}~~ (i) rail fixed guideway public transit facility that extends across two or more counties;
 54 or
 55 ~~{(b)}~~ (ii) structure that serves a rail fixed guideway public transit facility that extends across
 56 two or more counties , including:
(A) platforms;

(B) passenger terminals or stations;

(C) park and ride facilities;

(D) maintenance facilities;

(E) all related utility lines, roadways, and other facilities serving the public transit facility; or

(F) other auxiliary facilities .

(b) The exemption from municipal land use ordinances under this Subsection (2) does not extend to any property not necessary for the construction or operation of a rail fixed guideway public transit facility.

(c) A municipality located within the boundaries of a county of the first class may not, through an agreement under Title 11, Chapter 3, Interlocal Cooperation Act, require a public transit district under Title 17B, Chapter 2a, Part 8, Public Transit District Act, to obtain approval from the municipality prior to constructing a:

(i) rail fixed guideway public transit facility that extends across two or more counties; or

(ii) structure that serves a rail fixed guideway public transit facility that extends across two or more counties, including:

(A) platforms;

(B) passenger terminals or stations;

(C) park and ride facilities;

(D) maintenance facilities;

(E) all related utility lines, roadways, and other facilities serving the public transit facility; or

(F) other auxiliary facilities. =

5. *Page 6, Lines 163 through 169:*

163 (2) (a) Notwithstanding Subsection (1), a public transit district under Title 17B, Chapter

164 2a, Part 8, Public Transit District Act, is not required to conform to any applicable land use

165 ordinance of a county of the first class when constructing a:

166 {~~(a)~~} (i) rail fixed guideway public transit facility that extends across two or more counties;

167 or

168 {~~(b)~~} (ii) structure that serves a rail fixed guideway public transit facility that extends across

169 two or more counties , including:

(A) platforms;

(B) passenger terminals or stations;

(C) park and ride facilities;

(D) maintenance facilities;

(E) all related utility lines, roadways, and other facilities serving the public transit facility; or

(F) other auxiliary facilities .

(b) The exemption from county land use ordinances under this Subsection (2) does not extend to any property not necessary for the construction or operation of a rail fixed guideway public transit facility.

= (c) A county of the first class may not, through an agreement under Title 11, Chapter 3, Interlocal

Cooperation Act, require a public transit district under Title 17B, Chapter 2a, Part 8, Public Transit District Act, to obtain approval from the county prior to constructing a:

(i) rail fixed guideway public transit facility that extends across two or more counties; or

(ii) structure that serves a rail fixed guideway public transit facility that extends across two or more counties, including:

(A) platforms;

(B) passenger terminals or stations;

(C) park and ride facilities;

(D) maintenance facilities;

(E) all related utility lines, roadways, and other facilities serving the public transit facility; or

(F) other auxiliary facilities.